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**IT IS SO ORDERED.**



*Charles M. Caldwell*  
Charles M. Caldwell  
United States Bankruptcy Judge

**Dated: October 14, 2011**

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IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

In re:	)	Case No. 10-57695
	)	
SCOTT D. VANCE	)	Chapter 7
REGINA I. VANCE	)	
	)	
Debtors.	)	Judge Caldwell
_____	)	

**ORDER GRANTING**  
**MOTION OF THE UNITED STATES TRUSTEE TO DISMISS**  
**PURSUANT TO 11 U.S.C. §§ 707(b)(2) OR 707(b)(3)(Docket No. 15)**

This matter came on for hearing on October 13, 2011, on the United States Trustee's Motion to Dismiss Case Pursuant to 11 U.S.C. §§ 707(b)(2) or 707(b)(3) (Docket No. 15). Present for the United States Trustee was Attorney Pamela Arndt and Paralegal Specialist Erik Van Bramer. Present for the Debtors was James E. Nobile. The parties agreed to bifurcate the issues regarding 11 U.S.C. §707(b)(2) and 11 U.S.C. §707(b)(3), with the Court conducting a hearing on the issues regarding 11 U.S.C.

§707(b)(2) first. Testimony was taken from Paralegal Specialist Erik Van Bramer. The Debtors did not present any evidence or testimony.

After the presentations of Counsel, the Court found that the Presumption of Abuse arises pursuant to 11 U.S.C. §707(b)(2)(A)(i); and that the Debtors did not present any evidence to rebut the Presumption of Abuse pursuant to 11 U.S.C. §707(b)(2)(B)(i). As such, the Court finds the United States Trustee's Motion to Dismiss well taken.

Good cause appearing, therefore:

**IT IS HEREBY ORDERED** that the United States Trustee's Motion to Dismiss pursuant to 11 U.S.C. §707(b)(2) be and it is hereby GRANTED.

**IT IS FURTHER ORDERED** that the Debtors' case be and it is hereby DISMISSED.

**IT IS SO ORDERED.**

SUBMITTED BY:

DANIEL M. MCDERMOTT  
UNITED STATES TRUSTEE FOR REGION 9

/s/ Pamela Arndt  
Pamela Arndt (0068230)  
Attorney for the U.S. Trustee  
170 North High Street, Suite 200  
Columbus, OH 43215  
Telephone: (614) 469-7411 ext. 225  
Facsimile: (614) 469-7448  
Email: Pamela.D.Arndt@usdoj.gov

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All Creditors and Parties in Interest

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